

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

**DUKE UNIVERSITY and ALLERGAN
SALES, LLC, and ALLERGAN, INC.**

***Plaintiffs (except Allergan, Inc.) and
Counterclaim-Defendants,***

V.

**SANDOZ INC. and ALCON
LABORATORIES, INC.**

Defendants and Counterclaim-Plaintiff.

Civil Action No. 2:17-cv-00528-JRG

JURY TRIAL DEMANDED

JOINT MOTION FOR CLARIFICATION REGARDING SUPPLEMENTAL BRIEFING

Plaintiffs Duke University and Allergan Sales, LLC (collectively “Plaintiffs”) and Defendants Sandoz Inc. and Alcon Laboratories, Inc. (collectively “Defendants”), respectfully request clarification of the Court’s Order regarding supplemental briefing (Dkt. 100).

Pursuant to the Court's Order, the parties are to submit supplemental briefing on Defendants' Motion to Dismiss or Transfer Venue (Dkt. 69) within five (5) days of the Order. The Order is dated March 13, 2018 putting the deadline for supplemental briefing on Sunday, March 18, 2018. The parties believe that the deadline should roll to Monday, March 19, 2018 under the Federal Rules but request clarification from the Court.

If the Court believes the deadline does not roll, the parties respectfully request an extension until and including Monday, March 19, 2018 to file their supplemental briefing.

Dated: March 15, 2018

Respectfully submitted,

By: /s/ Andrea Fair

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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document is being filed electronically in compliance with Local Rule CV-5(a). As such, this document is being served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Federal Rule of Civil Procedure 5(d) and Local Rule CV-5(d) and (e), any counsel of record not deemed to have consented to electronic service are being served with a true and correct copy of the foregoing by email on this 15th day of March, 2018.

/s/ Andrea Fair